UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF WISCONSIN

In re: Jack Dills, Sr. and Case No.: 2014-34108-GMH

Glenda K. Dills,

Debtors. Chapter 13

OBJECTION TO CAPITAL INCOME AND GROWTH FUND, LLC'S CLAIM #6-1 IN THE AMOUNT OF \$209,670.60

NOW COME the above-named Debtors, Jack Dills, Sr. and Glenda K. Dills, by and through their Attorneys, Atinsky, Sicula & Teper, and by Attorney Terry D. Teper, hereby objects to Capital Income and Growth Fund, LLC's Proof of Claim #6-1 in the amount of \$209,670.60.

As grounds for such objection, the Debtors assert as follows:

1. The claim filed by Capital Income and Growth Fund, LLC's in the amount of \$209,670.60 is an improperly filed claim.

WHEREFORE, the Debtors request that the Court deny Claim #6-1 filed by Capital Income and Growth fund, LLC's in the amount of \$209,670.60 and further request that this matter be set for hearing.

Dated at Milwaukee, Wisconsin this 7th day of April, 2015.

Atinsky, Sicula & Teper

By: /s/ Terry D. Teper Attorney for the Debtors State Bar No.: 1011093

Atinsky, Sicula & Teper Attorney Terry D. Teper 135 W. Wells Street, Suite 604 Milwaukee, WI 53203 Office: 414-271-8100 Facsimile: 414-271-8332

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CERTIFICATE OF MAILING

STATE OF WISCONSIN)

) SS

MILWAUKEE COUNTY)

Nancy L. Nace, being sworn states that on April 7, 2015, mailed properly enclosed in a postpaid envelope, a copy of an Objection to Capital Income and Growth Fund, LLC's Claim #6-1 in the Amount of \$209,670.60, that was filed with the court, to the following named person(s) at their proper post office address after their respective names:

Capital Income and Growth fund, LLC 4300 Stevents Creek Blvd.
Suite 275
San Jose, CA 95129

Jack Dills Sr. Glenda K. Dills 3276 N. 46th Street Milwaukee, WI 53216

Trustee Mary B. Grossman - via ECF

U.S. Bankruptcy Trustee – via ECF

Subscribed and sworn to before me this <u>7th</u> day of April, 2015.

/s/

Attorney Terry D. Teper Notary Public, State of Wisconsin My commission is permanent. /S/

Nancy L. Nace Atinsky, Sicula & Teper 135 W. Wells Street. Suite 604 Milwaukee, WI 53203 414-271-8100